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Attorney for Plaintiff, KHRYSTYNA YATSKIV

**IN THE UNITED STATES DISTRICT COURT**  
**EASTERN DISTRICT OF CALIFORNIA**

KHRYSTYNA YATSKIV,

Plaintiff,

v.

UNITED STATES OF AMERICA, and DOES  
1 through 25, inclusive,

Defendants.

Case No. 2:21-cv-00763-TLN-AC

**JOINT STIPULATION TO CONTINUE  
HEARING ON MOTION TO DISMISS  
FIRST AMENDED COMPLAINT; ORDER**

**DATE:** April 7, 2022

**TIME:** 2:00 P.M.

**CTRM:** 2

**JUDGE:** HONORABLE TROY L. NUNLEY

**Complaint Filed:** April 27, 2021

**Amd Complaint Filed:** November 18, 2021

IT IS HEREBY STIPULATED, by and between the parties, hereto, through their respective attorneys of record, as follows:

1) That the present hearing date on Defendant, UNITED STATES OF AMERICA's Motion to Dismiss the First Amended Complaint, scheduled before this honorable Court on April 7, 2022 at 2:00 p.m., in Department 2, be continued 30 days, to all the parties to continue settlement negotiations.

2) That Plaintiff KHRYSTYNA YATSKIV's timeline to file a Memorandum in Opposition to Defendant UNITED STATES OF AMERICA, shall be governed by the new hearing date.

3) On March 22, 2022, counsel for Defendant UNITED STATES OF AMERICA, W. Dean Carter, agreed to further continue the Hearing on the Motion to Dismiss the First Amended

1 Complaint, currently on the Court's calendar for April 7, 2022.

2 4) This action arises from an automobile accident, which occurred on July 29, 2019.

3 5) The parties agree this further continuance will allow them to continue settlement  
4 negotiations in this matter and potentially eliminate the need for court intervention, thereby saving  
5 costs.

6 6) There has been one prior continuance in this matter.

7 7) The parties are in agreement that the requested continuance is in the best interest of  
8 all parties and will not prejudice either party.

9 8) The parties agree that this stipulation may be executed in counterparts, by electronic  
10 signature, each of which, when executed, shall be an original and all of which together will  
11 constitute one in the same stipulation. This stipulation contains the entire agreement among the  
12 parties.

13 Respectfully submitted,

14 DATED: March 23, 2022

15 */s/ Matthew P. Donahue*

16 By \_\_\_\_\_  
17 Matthew P. Donahue (155080)  
18 [mdonahue@mdonahuelaw.com](mailto:mdonahue@mdonahuelaw.com)  
19 **DONAHUE LAW**  
20 Attorney for Plaintiff KHRYSTYNA  
YATSKIV

21 DATED: March 23, 2022

22 */s/ W. Dean Carter*

23 By \_\_\_\_\_  
24 W. Dean Carter  
25 Assistant United States Attorney  
26 [Dean.carter@usdoj.gov](mailto:Dean.carter@usdoj.gov)  
27 Attorney for Defendant UNITED  
28 STATES OF AMERICA

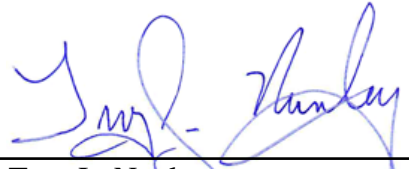
**ORDER**

The court, having reviewed the Stipulation of the Parties and finding good cause, hereby issues an Order to:

1) Continue the hearing on Defendant UNITED STATES OF AMERICA's Motion to Dismiss the First Amended Complaint to May 19, 2022, at 2:00 p.m., with Plaintiff's Opposition Memorandum due on May 5, 2022.

**IT IS SO ORDERED.**

Dated: March 23, 2022

  
\_\_\_\_\_  
Troy L. Nunley  
United States District Judge